

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being submitted *via* the USPTO EFS Filing System on the date shown below to **Mail Stop Amendment**, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date: August 23, 2007/Stacey Bussey/
Stacey Bussey**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of:

Applicant(s): John M. Miller, *et al.*

Examiner: Benjamin C. Lee

Serial No: 10/824,962

Art Unit: 2612

Filing Date: April 15, 2004

Title: SYSTEM FOR DYNAMICALLY PUSHING INFORMATION TO A USER
UTILIZING GLOBAL POSITIONING SYSTEM

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. §1.321

Dear Sir:

I, Himanshu S. Amin, represent that I am an attorney of record for U.S. Patent Application Serial No. 10/824,962, filed April 15, 2004, and entitled, "SYSTEM FOR DYNAMICALLY PUSHING INFORMATION TO A USER UTILIZING GLOBAL POSITIONING SYSTEM." The applicants and owners, John M. Miller and Himanshu S. Amin, of 100 percent interest in the above-identified application hereby disclaim, except as provided below, the terminal part of any patent granted on the above-identified patent application, which

would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 of any patent granted on co-pending application number 11/196,206, as presently shortened by any terminal disclaimer, and it is hereby agreed that any patent so granted on the above-identified patent application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted on co-pending application number 11/196,206, this agreement to run with any patent granted on the above-identified patent application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, disclaimant does not disclaim any terminal part of any patent granted on the above-identified patent application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on co-pending application number 11/196,206, as presently shortened by any terminal disclaimer in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by a terminal disclaimer, except for the separation of legal title stated above.

In the event any additional fees may be due and/or are not covered by the fee submitted herewith, the Commissioner is authorized to charge such fees to Deposit Account No. 50-1063 [GLOBP102USA].

Respectfully submitted,

AMIN, TUROCY & CALVIN, LLP

/Himanshu S. Amin/

Himanshu S. Amin

Reg. No. 40,894

AMIN, TUROCY & CALVIN, LLP
24TH Floor, National City Center
1900 E. 9TH Street
Cleveland, Ohio 44114
Telephone (216) 696-8730
Facsimile (216) 696-8731